

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: 14 March 2005 (14.03.2005)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APP. NO. (if known) Not Yet Assigned <b>10/527745</b>
INTERNATIONAL APPLICATION NO.: PCT/FR2003/002747	INTERNATIONAL FILING DATE: 18 September 2003 (18.09.2003)	PRIORITY DATE CLAIMED: 19 September 2002 (19.09.2002) FR
TITLE OF INVENTION: MAKE-UP COMPOSITION FIBERS, PARTICULARLY EYELASHES		
APPLICANT(S) FOR DO/EO/US: Rosemary GOUAISBAULT; Mélanie FAURE-TROMEUR; Annie KUENTZ-MURA; Jean-François TRANCHANT		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 USC 371(f)) The submission must include items(5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31)</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <p style="margin-left: 40px;">a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input checked="" type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p style="margin-left: 40px;">a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="margin-left: 40px;">d. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input checked="" type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:		
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A <b>FIRST</b> preliminary amendment.</p> <p>14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</p> <p>20. <input type="checkbox"/> Other items or information:</p> <p>TRANSMITTAL FORM; FEE CALCULATION; INTERNATIONAL PUBLICATION NO. WO 2004/026221 A2 &amp; A3 WITH INTERNATIONAL PUBLICATION DATE 1 APRIL 2004 (01.04.2004) INCLUDING INTERNATIONAL SEARCH REPORT (IN FRENCH &amp; ENGLISH) WITH ENGLISH TRANSLATION, WHICH CONSISTS OF 24 PAGES INCLUDING 14 PAGES TEXTUAL SPECIFICATION, 6 PAGES OF 23 CLAIMS; 1 PAGE ABSTRACT; 3 SHEETS DRAWINGS; INTERNATIONAL PRELIMINARY EXAMINATION REPORT WITH ANNEXES (IN FRENCH &amp; ENGLISH) AND RESPONSE TO WRITTEN OPINION; PRELIMINARY AMENDMENT WITH ATTACHMENT A; EXECUTED INVENTOR'S DECLARATION; ASSIGNMENT &amp; RECORDATION COVER SHEET; INFORMATION DISCLOSURE STATEMENT; PTO FORM 1449 WITH 4 REFERENCES; PCT REQUEST (IN FRENCH); PCT/IB/301 NOTIFICATION OF RECEIPT OF RECORD COPY (IN FRENCH); PCT/IB/306 NOTIFICATION OF THE RECORDING OF A CHANGE (IN FRENCH); PCT/IB/308 NOTICE INFORMING THE APPLICANT OF THE COMMUNICATION OF THE INTERNATIONAL APPLICATION TO THE DESIGNATED OFFICES (IN FRENCH); PCT/IB/332 NOTIFICATION TO ELECTED OFFICES INFORMING OF THEIR ELECTION.</p>		

ATTORNEY'S DOCKET NO: 26656U

U.S. APPLICATION NO. (if known) not yet assigned <div style="font-size: 2em; font-weight: bold; margin-top: 5px;">10/527745</div>	INTERNATIONAL APPLICATION NO.  PCT/FR2003/002747	DATE: <u>14</u> March 2005 ( <u>14</u> 03.2005 )
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17. <u>x</u> The following fees are submitted:  <b>Basic National Fee (37 CFR 1.492(a)(1)-(5):</b> Basic National Stage Filing Fee, Examination Fee, and Search Fee .....\$1,000.00          ENTER APPROPRIATE BASIC FEE AMOUNT =	<u>CALCULATIONS</u>  \$ 1,000.00          \$ 1,000.00	<u>PTO USE ONLY</u>
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Surcharge of \$130.00 for furnishing the oath or declaration later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).	\$	
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CLAIMS	NO. FILED	NO. EXTRA	RATE		
TOTAL	42 -20=	22	X \$ 50.00	\$	1,100.00
INDEPENDENT	4 - 3=	1	X \$ 200.00	\$	200.00
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$	0.00
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$	2,300.00
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$	0.00
<b>SUBTOTAL =</b>				\$	2,300.00
Processing fee of \$130.00 for furnishing the English translation later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	0.00
<b>TOTAL NATIONAL FEE =</b>				\$	2,300.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	40.00
<b>TOTAL FEES ENCLOSED =</b>				\$	2,340.00
				Amount to be:	
				refunded	\$
				charged	\$

DT09 Rec'd PCT/PTO 14 MAR 2005

U.S. APPLICATION NO. (if known) not yet assigned <b>10/527745</b>	INTERNATIONAL APPLICATION NO.  PCT/FR2003/002747	DATE: <del>14</del> March 2005 ( <del>14</del> 03.2005)
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a. ☒ Two checks in the amounts of \$ 2,300.00 and \$40.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 14-0112 in the amount of \$ \_\_\_\_\_ to cover the above fees. (A duplicate copy of this sheet is enclosed.)

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.

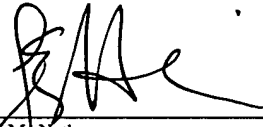
d. Fees are to be charged to a credit card ☐ WARNING: Information on this form may become public ☐ Credit Card Information should not be included on this form. ☐ Provide credit card information and authorization on PTO-2038

**NOTE:** Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:

Gary M. Nath  
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(202) 775-8383 (phone)  
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\_\_\_\_\_  
Gary M. Nath  
Registration Number 26,965  
Tanya E. Harkins  
Registration No. 52,993  
Customer No. 20529

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

18/527745

DT09 Rec'd PCT/PTO 14 MAR 2005

In re Application of:

GOUAISBAULT et al.

International Application No. PCT/FR2003/002747

Serial No. NOT YET ASSIGNED

International Filing Date: 18 September 2003 (18.09.2003)

Filed: March 14, 2005

For: **MAKE-UP COMPOSITION FIBERS, PARTICULARLY EYELASHES**

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

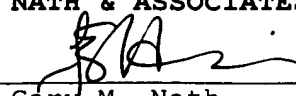
Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Transmittal Letter To U.S. Designated/Elected Office (DO/EO/US) Concerning Filing under 35 U.S.C. 371
- (3) International Publication Number WO 2004/026221 A2 & A3; International Publication Date: 1 April 2004 (01.04.2004) including International Search Report (in French & English) with English translation, which consists of 24 pages including:
  - 14 pages Textual Specification,
  - 6 pages of 23 claims,
  - 1 page Abstract;
  - 3 sheets of Drawings;
- (4) **PCT/IPEA/409 International Preliminary Examination Report with Annexes (in French & English) and Response to Written Opinion;**
- (5) **Preliminary Amendment with Attachment A to be examined;**
- (6) Executed Inventor's Declaration;
- (7) Assignment & Recordation Cover Sheet
- (8) Information Disclosure Statement;
- (9) PTO Form 1449 with 4 references;
- (10) PCT Request (in French);
- (11) PCT/IB/301 Notification of Receipt of Record Copy (in French);
- (12) PCT/IB/306 Notification of the Recording of a Change (in French);
- (13) PCT/IB/308 Notice Informing the Applicant of the Communication of the International Application to the Designated Offices (in French);
- (14) PCT/IB/332 Notification to Elected Offices Informing of Their Election;
- (15) Check No. 22749 \$2,300.00 for Basic National Stage Fee, Examination Fee, Search Fee and excess claims fees;
- (16) Check No. 22750 \$ 40.00 for recordation fee;
- (17) Postcard for early notification of serial number.

Respectfully submitted,  
**NATH & ASSOCIATES PLLC**

By:

  
Gary M. Nath  
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Tanya E. Harkins  
Registration No. 52,993  
Customer No. 20529

Date: March 14, 2005  
NATH & ASSOCIATES PLLC  
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10/527745

DT09 R PCT/PTO 14 MAR 2005

APPLICANT: GOUAISBAULT Rosemary, FAURE-TROMEUR Mélanie,  
KUENTZ-MURA Annie, TRANCHANT Jean-François

TITLE: MAKE-UP COMPOSITION FIBERS, PARTICULARLY EYELASHES

U.S. COMPLETION OF

INTERNATIONAL APPLICATION PCT/ FR2003/002747

FILED September 18, 2003

**VERIFICATION OF A TRANSLATION**

I, (name and address of translator) Marie-Claude NIEPS of 158, rue de l'Université, 75007 PARIS - FRANCE hereby declare that:

My name and post office address are as stated above:

That I am knowledgeable in the English Language and the French Language and that I believe the English translation of the specification, claims, and abstract relating to International Application PCT/FR2003/002747 filed **September 18, 2003** is a true and complete translation.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

  
(signature of translator)

Date February 28, 2005